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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/731,777	12/09/2003	Peter Ifju	5853-355	4921
30448	7590	07/27/2006	EXAMINER	
AKERMAN SENTERFITT P.O. BOX 3188 WEST PALM BEACH, FL 33402-3188			ART UNIT	PAPER NUMBER

DATE MAILED: 07/27/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/731,777

12/9/2003

Peter Ifju

EXAMINER

S. A. Hoken

ART UNIT	PAPER
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3644

20060724

DATE MAILED:

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Commissioner for Patents

See attached "Election/Restriction"

Stephen Ifju

3644

7/24

***Election/Restrictions***

1. Newly submitted claims 1, 3-6, 9-12, 14-17, 20-24 and 32-37 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons:

The combination (new claim 1) does not require the particulars of the subcombination (old claim 1) in that the subcombination required --the material improve wind gust rejection due to adaptive washout as a result of the material flexibility decambering--.

The subcombination could be used in a different combination such as an ornithopter.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 1, 3-6, 9-12, 14-17, 20-24 and 32-37 withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

2. The reply filed on 5/11/2006 is not fully responsive to the prior Office Action because all the claims are withdrawn as constructively elected. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer,

Art Unit: 3644

within which to supply the omission or correction in order to avoid abandonment.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Stephen Hogan (7/24)